United Nations A/C.2/64/L.57

General Assembly

Distr.: Limited
3 December 2009

Original: English

Sixty-fourth session
Second Committee
Agenda item 53 (f)
Sustainable development: Convention on Biological Diversity

Draft resolution submitted by the Rapporteur of the Committee, Ms. Denise McQuade (Ireland), on the basis of informal consultations on draft resolution A/C.2/64/L.29

Convention on Biological Diversity

The General Assembly,

Recalling its resolutions 55/201 of 20 December 2000, 61/204 of 20 December 2006, 62/194 of 19 December 2007 and 63/219 of 19 December 2008 and other previous resolutions relating to the Convention on Biological Diversity,

Recalling also its resolution 61/203 of 20 December 2006 on the International Year of Biodiversity in 2010,

Reiterating that the Convention on Biological Diversity[1] is the key international instrument for the conservation and sustainable use of biological resources and the fair and equitable sharing of benefits arising from the use of genetic resources,

Recognizing the potential contribution of other multilateral environmental agreements, including the biodiversity-related conventions, and of international organizations in support of the three objectives of the Convention on Biological Diversity,

Noting both the positive and negative impacts of climate change mitigation and adaptation activities on biodiversity and relevant ecosystems,

Noting also that one hundred and ninety-two States and one regional economic integration organization have ratified the Convention and that one hundred and forty-seven States and one regional economic integration organization have ratified the Cartagena Protocol on Biosafety to the Convention on Biological Diversity,[2]

Recognizing that the achievement of the three objectives of the Convention on Biological Diversity is important for sustainable development and poverty

[1] United Nations, *Treaty Series*, vol. 1760, No. 30619.
[2] Ibid., vol. 2226, No. 30619.

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eradication and is a major factor underpinning the achievement of internationally agreed development goals, including the Millennium Development Goals,

Recalling the commitments of the World Summit on Sustainable Development to pursue a more efficient and coherent implementation of the three objectives of the Convention and the achievement by 2010 of a significant reduction in the current rate of loss of biological diversity, which will require action at all levels, including the implementation of national biodiversity strategies and action plans and the provision of new and additional financial and technical resources to developing countries,

Recognizing the continuing need for greater progress by States parties in the implementation of obligations and commitments under the Convention in order to achieve its objectives, and, in this regard, emphasizing the need to comprehensively address the obstacles that impede the full implementation of the Convention at the national, regional and global levels,

Reaffirming that the fair and equitable sharing of the benefits arising out of the utilization of genetic resources is one of the three objectives of the Convention on Biological Diversity,

Recalling, in this regard, the 2005 World Summit Outcome,[3] in which all States reaffirmed their engagement to fulfil commitments and significantly reduce the rate of loss of biodiversity by 2010 and continue ongoing efforts towards elaborating and negotiating an international regime on access to genetic resources and benefit-sharing,

Noting the need for enhanced cooperation among the Convention on Biological Diversity, the United Nations Convention to Combat Desertification in Those Countries Experiencing Serious Drought and/or Desertification, Particularly in Africa, and the United Nations Framework Convention on Climate Change (the "Rio Conventions"), while respecting their individual mandates, concerned by the negative impacts that loss of biodiversity, desertification, land degradation and climate change have on each other, and recognizing the potential benefits of complementarities in addressing these problems in a mutually supportive manner with a view to achieving the objectives of the Convention on Biological Diversity,

Acknowledging the contribution that the ongoing work of the Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore, of the World Intellectual Property Organization, can make in enhancing the effective implementation of the provisions of the Convention on Biological Diversity,

Noting the important contribution that South-South cooperation can make in the area of biological diversity,

Recalling its resolution 63/219, in which it decided to convene, during its sixty-fifth session in 2010, as a contribution to the International Year of Biodiversity, a high-level meeting of the General Assembly, with the participation of Heads of State and Government,

Convinced that the high-level meeting of the General Assembly on biodiversity, to be convened at its sixty-fifth session, in 2010, with the participation of Heads of State, Governments and delegations, as a contribution to the

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[3] See resolution 60/1.

International Year of Biodiversity, provides a valuable opportunity to generate awareness at the highest level of the three objectives of the Convention on Biological Diversity,

Taking note of the reports of the Millennium Ecosystem Assessment,

Noting the continued efforts of the Life Web initiative promoted by the Government of Germany and other countries,

Noting also the initiative launched at the meeting of the environment ministers of the Group of Eight in Potsdam, Germany, in March 2007, to develop a study on the economic cost of the global loss of biodiversity,

1. *Takes note* of the report of the Executive Secretary of the Convention on Biological Diversity on the work of the Conference of the Parties to the Convention;[4]

2. *Urges* all Member States to fulfil their commitments to significantly reduce the rate of loss of biodiversity by 2010, and emphasizes that this will require an appropriate focus on the loss of biodiversity in their relevant policies and programmes and the continued provision of new and additional financial and technical resources to developing countries, including through the Global Environment Facility;

3. *Urges* the parties to the Convention on Biological Diversity[1] to facilitate the transfer of technology for the effective implementation of the Convention in accordance with its provisions, and in this regard takes note of the strategy for the practical implementation of the programme of work on technology transfer and scientific and technological cooperation developed by the Ad Hoc Technical Expert Group on Technology Transfer and Scientific and Technological Cooperation,[5] as a preliminary basis for concrete activities by parties and international organizations;

4. *Takes note* of decision IX/12 of the Conference of the Parties to the Convention, on access and benefit-sharing, and the annexes thereto,[6] by which the Conference established a road map for the negotiations set out in that decision and, inter alia:

(a) Reiterated its instruction to the Ad Hoc Open-ended Working Group on Access and Benefit-sharing to complete the elaboration and negotiation of the international access and benefit-sharing regime at the earliest possible time before the tenth meeting of the Conference of the Parties to the Convention, in accordance with decisions VII/19 D[7] and VIII/4 A;[8]

(b) Further instructed the Working Group to finalize the international regime and to submit for consideration and adoption by the Conference of the Parties to the Convention at its tenth meeting an instrument or instruments to effectively implement the provisions of articles 15 and 8 (j) of the Convention and its three objectives, without in any way prejudging or precluding any outcome regarding the nature of such instrument or instruments;

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[4] A/64/202, chap. III.

[5] UNEP/CBD/AHTEG-TTSTC/1/5, annex III.

[6] UNEP/CBD/COP/9/29, annex I.

[7] See UNEP/CBD/COP/7/21, annex.

[8] See UNEP/CBD/COP/8/31, annex.

5. *Notes with appreciation* in this regard, the progress made thus far in the Ad Hoc Open-ended Working Group on Access and Benefit-sharing, invites the Working Group to finalize the international regime, as instructed by the Conference of the Parties, and emphasizes the importance of the meeting of the Ad Hoc Open-ended Working Group to be held in March 2010, and in this regard, also notes with appreciation the offer of Colombia to host this meeting;

6. *Underscores* the need to strengthen the science-policy interface for biodiversity and, in this regard, notes the discussions on an intergovernmental platform on biodiversity and ecosystem services and the holding of the second ad hoc intergovernmental and multi-stakeholder meeting on an intergovernmental science-policy platform on biodiversity and ecosystem services, in Nairobi from 5 to 9 October 2009;

7. *Notes* the ongoing work of the Heads of Agencies Task Force on the 2010 Biodiversity Target, of the chairpersons of the scientific advisory bodies of the biodiversity-related conventions and of the Joint Liaison Group of the secretariats and offices of the relevant subsidiary bodies of the United Nations Framework Convention on Climate Change, the United Nations Convention to Combat Desertification in Those Countries Experiencing Serious Drought and/or Desertification, Particularly in Africa, and the Convention on Biological Diversity, aimed at enhancing scientific and technical collaboration for achieving the 2010 biodiversity target;

8. *Encourages* the efforts being made to implement the seven thematic programmes of work, as established by the Conference of the Parties to the Convention, as well as the ongoing work on cross-cutting issues;

9. *Encourages* all parties to the Convention on Biological Diversity to continue to contribute to the discussions leading to an updated strategic plan for the Convention to be adopted at the tenth meeting of the Conference of the Parties, bearing in mind that this strategic plan should cover all three objectives of the Convention, and emphasizes that the revision of the strategic plan beyond 2010 is important for the enhanced implementation of the Convention;

10. *Notes* the progress made in developing a multi-year plan of action on biodiversity for development based on the framework for South-South cooperation;

11. *Reaffirms* the commitment, subject to national legislation, to respect, preserve and maintain the knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant to the conservation and sustainable use of biological diversity, promote their wider application with the approval and involvement of the holders of such knowledge, innovations and practices and encourage the equitable sharing of the benefits arising from their utilization;

12. *Notes* the adoption by the Conference of the Parties to the Convention on Biological Diversity at its ninth meeting of a strategy for resource mobilization[9] in support of the achievement of the three objectives of the Convention, and, in accordance with Conference of the Parties decision IX/11 and the annexes thereto,[9] invites parties who have not yet done so to submit, to the secretariat of the Convention, views on concrete activities and initiatives, including measurable targets and/or indicators to achieve the strategic goals contained in the strategy, and on indicators to monitor its implementation;

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[9] UNEP/CBD/COP/9/29, annex I, decision IX/11 B, annex.

13. *Takes note* of decision IX/20 of the Conference of the Parties to the Convention, on marine and coastal biodiversity, and the annexes thereto,[6] by which the Conference, inter alia, adopted a set of scientific criteria for identifying ecologically or biologically significant marine areas in need of protection, contained in annex I to the decision, and scientific guidance for designing representative networks of marine protected areas, contained in annex II;

14. *Stresses* the importance of private-sector engagement for the implementation of the three objectives of the Convention and in achieving biodiversity targets, and invites businesses to align their policies and practices more explicitly with the objectives of the Convention, including, inter alia, through partnerships;

15. *Notes* the development of the gender plan of action under the Convention, and invites parties to support the implementation of the plan by the Convention secretariat;

16. *Takes note* of decision IX/16 of the Conference of the Parties to the Convention, on biodiversity and climate change, and the annexes thereto,[6] by which the Conference, inter alia, established an Ad Hoc Technical Expert Group on Biodiversity and Climate Change with a mandate to develop scientific and technical advice on biodiversity in so far as it relates to climate change;

17. *Also takes note* of the report of the Ad Hoc Technical Expert Group on Biodiversity and Climate Change established by the Conference of the Parties to the Convention in its decision IX/16 on biodiversity and climate change;[6]

18. *Further takes note* of the ongoing work of the Joint Liaison Group of the secretariats and offices of the relevant subsidiary bodies of the United Nations Framework Convention on Climate Change, the United Nations Convention to Combat Desertification in Those Countries Experiencing Serious Drought and/or Desertification, Particularly in Africa, and the Convention on Biological Diversity, and further encourages continuing cooperation in order to promote complementarities among the secretariats while respecting their independent legal status;

19. *Encourages* developed countries parties to the Convention on Biological Diversity to contribute to the relevant trust funds of the Convention so as to enhance the full participation of the developing countries parties in all of its activities;

20. *Invites* the countries that have not yet done so to ratify or accede to the Convention;

21. *Invites* parties to the Convention that have not yet ratified or acceded to the Cartagena Protocol on Biosafety[7] to consider doing so, and reiterates the commitment of States parties to the Protocol to support its implementation and stresses that this will require the full support of parties and of relevant international organizations, in particular with regard to the provision of assistance to developing countries in capacity-building for biosafety;

22. *Invites* countries to consider ratifying or acceding to the International Treaty on Plant Genetic Resources for Food and Agriculture;[10]

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[10] Food and Agriculture Organization of the United Nations, *Report of the Conference of FAO, Thirty-first Session, Rome, 2-13 November 2001* (C2001/REP), appendix D.

23. *Decides*, in follow-up to its resolution 63/219, to convene a one-day high-level meeting as close as possible to the opening of the general debate of the sixty-fifth session of the General Assembly, as a contribution to the International Year of Biodiversity, and in that regard:

(a) Encourages all Member States to be represented at the highest possible level, including by Heads of State or Government;

(b) Invites heads of the United Nations funds, programmes, specialized agencies and regional commissions, as well as heads of intergovernmental organizations and entities that have observer status at the General Assembly, as well as the biodiversity-related multilateral environmental agreements, to participate, as appropriate, in the meeting, in accordance with the rules and procedures established by the General Assembly;

(c) Decides that the President of the General Assembly will consult with representatives of non-governmental organizations in consultative status with the Economic and Social Council, civil society organizations and the private sector, and with Member States, as appropriate, on the list of representatives of non-governmental organizations, civil society organizations and the private sector that may participate in the meeting;

(d) Also decides also that the meeting will be structured around an opening plenary meeting followed by thematic panels in the morning and the afternoon, organized within existing resources and will address in a balanced manner the three objectives of the Convention on Biological Diversity;

(e) Further decides that the meeting will be chaired by the President of the General Assembly and requests the President to prepare a summary of the discussions held during the high-level meeting, for presentation at the closing plenary and for transmission, under his authority, to the tenth session of the Conference of the Parties, to be held in Nagoya, Japan, in October 2010, as a contribution to raising awareness of the three objectives of the Convention;

(f) Requests the Secretary-General to prepare a background paper for the high-level meeting, in consultation with Member States;

24. *Encourages* all Member States, relevant regional and international organizations, major groups and other stakeholders to support, as appropriate, the International Year of Biodiversity in 2010, including through voluntary contributions, taking advantage of the Year to increase awareness of the importance of biodiversity for the achievement of sustainable development;

25. *Encourages* all relevant organs of the United Nations, including functional commissions and regional commissions, as well as all United Nations agencies, funds and programmes, to fully support, contribute to and participate in, as appropriate, the activities envisaged for the observance of 2010 as the International Year of Biodiversity, taking into consideration the strategy and implementation plan for the commemoration of the Year prepared by the secretariat of the Convention on Biological Diversity, including through a special event or special focus in their annual governing body meetings or high-level ministerial segments and in their annual flagship publications scheduled for 2010;

26. *Recognizes* the importance of the fifth meeting of the Conference of the Parties serving as the Meeting of the Parties to the Cartagena Protocol on Biosafety,

to be held in Nagoya, Japan, from 11 to 15 October 2010, and the tenth meeting of the Conference of the Parties to the Convention on Biological Diversity, to be held in Nagoya from 18 to 29 October 2010;

27. *Invites* the secretariat of the Convention to report, through the Secretary-General, to the General Assembly at its sixty-fifth session on the work of the Conference of the Parties;

28. *Requests* the Secretary-General to include in his report to be submitted to the General Assembly at its sixty-sixth session, information on the implementation of resolution 61/203, and the parts of the present resolution relevant to the commemoration of 2010 as the International Year of Biodiversity;

29. *Decides* to include in the provisional agenda of its sixty-fifth session, under the item entitled "Sustainable development", the sub-item entitled "Convention on Biological Diversity".